

ANDERSON COUNTY COUNCIL
ANDERSON, SOUTH CAROLINA
Regular Meeting – February 17, 2004 – 6:00 p.m.
Linda N. Gilstrap, Clerk to Council

M I N U T E S

All area newspapers, radio stations and television stations were informed of this meeting in compliance with guidelines set forth in the *Freedom of Information Act*.

PRESENT

Chairman Clint Wright – District #4 - Presiding
Vice Chairman Mike Holden – District #5
G. Fred Tolly – District #1
Gracie S. Floyd - District #2
Larry E. Greer – District #3
William C. Dees – District #6
M. Cindy Wilson – District #7
Joey Preston – Administrator
Tom Martin – County Attorney
Linda N. Gilstrap – Clerk to Council
Tammie Shealy - Deputy Clerk to Council

(During times of discussion and presentations the minutes are condensed and paraphrased.)

The official meeting of the Anderson County Council convened in the Council Chambers of the Historic Courthouse on Tuesday, February 17, 2004 at 6:00 p.m.

Chairman Clint Wright called the meeting to order and then asked Council member Bill Dees to give the invocation. Everyone stood and pledged allegiance to the flag of the United States of America.

Mr. Holden moved to approve the minutes from the February 3, 2004 meeting and Ms. Wilson seconded. Mr. Greer said that he discussed with the Clerks change in the minutes under "Council Members Remarks". Ms. Wilson said that on page 2 – third paragraph down – it should read that "Ms. Wilson read on Page 3 of Mr. Preston's and Mr. Martin's response to letter which was addressed to Mr. Suggs in reference to the landfill host fee..." and the next to last sentence "state" should be "statement". Mr. Preston said Mr. Martin had nothing to do with the letter and he has never seen the letter so the change is not correct. Ms. Wilson said that Council could delete the words "Mr. Martin's letter". Vote was unanimous.

Chairman Wright explained that the agenda needed to be amended to add a new agenda item #8 (b) A proclamation proclaiming February 28 and 29 as "Anderson On Sale" Day and add Item #11 – Acceptance of the Governor's subdivision into the County Road system. Mr. Dees moved to amend the agenda to add the two items as discussed by the Chairman and Mr. Holden seconded. Vote was unanimous.

Citizen Comments:

Ms. Pat Hasenfuss said that she heard Mr. Wright on the radio and a statement was made that the Civic Center lost \$600,000 last and this year it lost \$1,000,000. As a taxpayer, she finds that disturbing and she wondered what Council was expecting for next year. This is a cost to the taxpayers and Council should consider selling the civic center to the downtown businesses, she said.

Chairman Wright read third reading of Ordinance #2004-001 – an ordinance imposing a prohibition on certain vehicular traffic on Airy Springs Road (C-2-40), Browning Road (C-7-16) and Paulan Road (C-6-

25); and other matters related thereto. Mr. Dees moved to approve the ordinance and Ms. Wilson seconded. Vote was unanimous.

Chairman Wright read third reading of Ordinance #2004-003 –an ordinance authorizing the amendment of Anderson County supplemental ordinance #2003-044 (LINWA, LLC Project – Special Source Revenue Bond); redesignating the bond of 2003 as the bond of 2004; revising the maturity schedule of the bond; and other matters relating thereto. Mr. Holden moved to approve and Mr. Tolly seconded. Vote was five in favor and two opposed (Greer, Wilson). Motion carried.

Chairman Wright moved to bring to the floor Ordinance #2003-057 – an ordinance amending Ordinance #99-004, the Anderson County Zoning Ordinance, as adopted July 20, 1999, by amending the Anderson County Official Zoning Map to adopt a zoning map in the Pendleton Voting Precinct. Ms. Wilson seconded. Chairman Wright announced that the referendum failed 75-55 so he recommended and asked Council to vote “no” on the ordinance. Vote was zero in favor and seven opposed. Mr. Martin explained that the referendum was totally advisory only and it is totally within Council discretion whether to impose zoning or not. By a vote on the ordinance the moratorium was automatically lifted.

Chairman Wright presented second reading of Ordinance #2004-002 – an ordinance authorizing an extension of the investment period under that certain fee-in-lieu of tax lease agreement between Anderson County, South Carolina and Electrolux Home Products, Inc. (F/K/A White Consolidated Industries, Inc., also know as, *Inter Alia*, Frigidaire Home Products), dated as of December 1, 1999; reauthorizing Special Source Infrastructure credits authorized under that certain inducement agreement between Anderson County and White Consolidated Industries, Inc., which resulted in the aforesated Fee-in-lieu of tax lease agreement; recognizing and consenting to the corporate reorganizations which have resulted in the change of name from White Consolidated Industries, Inc. (also known as *Inter Alia*, Frigidaire Home Products, Inc.); and other matters related thereto. A public hearing was held – no comments were received. Mr. Dees moved to approve on second reading and Ms. Wilson seconded. Vote was unanimous.

Chairman Wright presented first reading of Ordinance #2004-004 – an ordinance to amend Ordinance #98-019, as previously amended by Ordinances #99-029, #2000-063, #2001-014, #2001-046, #2002-017, #2002-036, #2003-022, #2003-047, #2003-051, #2003-053 and #2003-054 relating to the Industrial/Business Park of Anderson and Greenville Counties so as to enlarge the park. Mr. Tolly moved to approve and Mr. Dees seconded. Ms. Wilson stated for the record that in the course of her real estate brokerage she represented an adjoining landowner to sell their property by contract to Eastland Capital therefore she would abstain from the vote. Vote was six to one. Mr. Wilson abstained.

Ms. Wilson presented Resolution R2004-005 – a resolution requiring stricter adherence to South Carolina Code of Laws Section 4-9-630, paragraph (6); and the Anderson County Budget Ordinance, formerly identified as Section XX and currently identified as section XXIV. Ms. Wilson moved to approve. Motion died from lack of a second. Mr. Holden asked the County Attorney if this was not already in a County Ordinance and he responded that the resolution simply tracks verbatim the South Carolina Code and the Anderson County Code of Ordinances. Ms. Wilson said that the resolution was needed to insure that council receives monthly statements because with the taxes going up and the fact that more than a million dollars of budget transfers were made on June 30. A monthly statement would be very helpful in transacting Council’s duties, she said.

A proclamation was presented proclaiming February 28 and 29, 2004 as “Anderson on Sale”. Mr. Wright moved to approve and Ms. Wilson seconded. Vote was unanimous.

Ms. Wilson moved to reappoint Dr. John Hunt to the Airport Commission, Mr. Ted Bunton to the Farmers Market Board, and Ms. Pat Seawright to the Human Relations Council. Mr. Holden seconded the appointments and vote was unanimous.

Mr. Tolly moved to reappoint Mr. William C. Hood to the Behavioral Health Services Board. Mr. Greer seconded and vote was unanimous.

Mr. Greer moved to reappoint Capt. Robert N. Yarborough to the Behavioral Health Services Board, Mr. Ronnie Mattison to the Construction Board of Adjustment and Appeals, Mr. Mike Gambrell to the EMS Commission, Mr. Wilton Williamson to the Land Use and Zoning Board of Appeals, Ms. Jean Martin to the Museum Advisory Committee, and Mr. David Jones to the Anderson Sports and Entertainment Advisory Committee. Mr. Tolly seconded and vote was unanimous.

Ms. Floyd moved to make the following reappointments/appointments - Ms. Myrtice Collier to the Behavioral Health Services Board, Ms. Loree Parkinson to the Human Relations Council, Ms. Viola Brown to the Museum Advisory Committee, and Mr. Herbert Ervin to the Land Use and Zoning Board of Appeals. Mr. Dees and Mr. Tolly seconded and vote was unanimous.

Ms. Floyd publicly thanked Ms. Collier, Ms. Parkinson, and Mr. Ervin for agreeing to serve on these boards.

Chairman Wright moved to reappoint Senator T. Ed Garrison to the Economic Advisory Board, Ms. Martie Manning to the Human Relations Council, Mr. Williard Hursey to the Land Use and Zoning Board of Appeals, Mr. Sam Hobson to the to the Museum Advisory Committee, and Mr. Jimmy Jackson to the EMS Commission. Mr. Greer seconded and vote was unanimous.

Mr. Greer moved to appropriate an additional \$380.88 for the Grove Community Park for park benches and a batting cage from District #3 Recreation Account. Mr. Dees seconded and vote was unanimous.

Chairman Wright moved to appropriate \$1,000 for the Double Springs Community Center for programming from District 4 Recreation funds. Mr. Tolly seconded and vote was unanimous.

Mr. Holden moved to appropriate \$600 for the Wellington Park for work on fencing. The funds will come from District 5 Recreation account. Mr. Greer seconded and vote was unanimous.

Mr. Holden moved to give Mr. Holt Hopkins approval to do some grading at New Prospect Elementary School for a playground. Ms. Wilson seconded and vote was six in favor and one abstention (Tolly). Motion carried.

Ms. Wilson moved to appropriate \$1,950 for the Honea Path Recreation department to repair baseball fields in the Town of Honea Path. The funds to come from District 7 Recreation Account. Mr. Holden seconded and vote was unanimous.

Ms. Wilson moved to appropriate \$878.50 for driveway apron at 18 Pane Drive in the Town of Williamston and replacement of pipe at 12 Pane Drive. The funds to come from District #7 Paving account. Mr. Tolly seconded and vote was unanimous.

Ms. Wilson said that on the Paving Report for District #7 – there is an entry that refers to Mt. Nebo Road area sewer, which was an appropriation, made on 12-3-02 to assistance with the waterline project. This

is no longer needed, she said and she then moved that the funds be placed back into her account and Mr. Tolly seconded. Vote was unanimous.

On the motion of Mr. Dees, seconded by Mr. Tolly, Council voted unanimously to accept The Governors Subdivision into the County Road system.

ADMINISTRATOR'S REPORT:

- a. Letters of Appreciation:
 - 1. For: Mr. Joey Preston From: Mr. Charles E. Dalton, Blue Ridge Electric
 - 2. For: Civic Center Staff From: Ms. Rogers
 - 3. For: Charles Wyatt From: Ms. Fay Brown, Foothills Alliance
- b. Reports:
 - 1. District Recreation Fund
 - 2. District Paving Report
 - 3. Anderson County Litter Report
 - 4. Detention Center Litter Report for January 19-22, 2004, January 26-29, 2004, February 2-5, 2004,
 - 5. Road Maintenance Litter Report for January 2004
 - 6. Animal Control Monthly Report of January 2004
 - 7. Environmental Enforcement Monthly Report of January 2004
 - 8. Environmental Enforcement Training Report of January 2004
 - 9. Building & Codes Monthly Report of January 2004
- c. Minutes:
 - 1. Transportation Division Safety Meeting – February 6
 - 2. Transportation Division Safety Meeting – January 23
 - 3. Airport Advisory Committee Minutes of January 5, 2004
- d. Request for Removal of Road from State Highway System
- e. Letter on Blue Laws from Samuel Lester
- f. Solutions to Intersection of Amity Road and US Hwy 29
- g. SCDOT letter on Damaged Wall on SC Hwy 8
- h. Letter to Ms. Wilson concerning vendor file requests
- i. Letter concerning Friendship Community Convenience Center
- j. Proposed Abandonment of Kelly's Park C-18-90
- k. Budget Transfers

Chairman Wright took a moment for a Point of Personal Privilege. He announced that several months ago Mr. Mike Holden had nominated Mr. Brantley E. Jordan, Jr. for the ***Order of the Silver Crescent***. Chairman Wright said it was an honor to announce that the Governor had awarded Mr. Jordan this award. Mr. Jordan was presented the framed Resolution and the Order of the Silver Crescent. Council members all commended Mr. Jordan for his nearly three decades of service to Anderson County. Mr. Preston read a letter from the Governor in honor of Mr. Jordan.

Remarks:

Mr. Greer said that the Ad Hoc Committee on property taxes had met about 5 times and has been a very productive and the committee is open for suggestions. He said that it was true that the committee was looking at ways to reduce governments' reliance on property taxes as a source of revenue. It is not looking at a single government – but all governments. He said anything was open to discussion. Mr. Greer said that the county lost a former council member this week and he will read a tribute that was written for Mr. Fred Bratcher at the next meeting.

Ms. Wilson said that there was a letter she was given yesterday by the external auditors; Elliott Davis. She said she could not recall ever receiving the letter with the audit. She said that the letter makes recommendations that Council should look at. One is the Sports and Entertainment Center being set up as a special revenue fund or a county department rather than a Enterprise fund. She invited Council's attention to the letter. She said that the agenda packet included budget transfers greater than \$2,500,

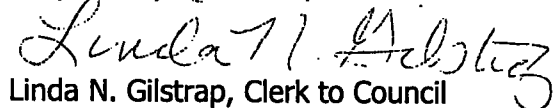
which occurred June 30, 2003. She said council was just now being notified. She requested that Mr. Preston provide her with monthly tonnage reports for Solid Waste for the last two calendar years. She said that Council transferred more than \$187,000.

Mr. Holden thanked Mr. Jordan's family for the special presentation. He also congratulated Mr. Jordan.

Chairman Wright told Mr. Jordan that he hopes he grows up to be just like him and the community would not be the same without him. He also told Mr. Jordan that Council appreciated him and he hopes he continues doing what he had done for along time.

There being no further business, the meeting adjourned at 6:55 p.m.

Respectfully submitted,


Linda N. Gilstrap, Clerk to Council